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SMART & BIGGAR

Intellectual Property & Technology Law

To Fax no.: (703) 872-9306

Page 1 of: 15

Attention: Examiner Kevin Kim
Group Art Unit 2634

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Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486
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From: SMART & BIGGAR.

Your file no.: 09/702,768

Date: August 6, 2004

Reply to Ottawa file no.: 77682-247

Time:

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AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): XIXIAN CHEN, ET AL	Docket No. 77682-247 /slb
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Application No. 09/702,768	Filing Date 11/1/00	Examiner Kevin Kim	Customer No. 07380	Group Art Unit 2634	Confirmation No. 9403
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Invention: **TIME DIVERSITY SEARCHER AND SCHEDULING METHOD**

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.
 The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	40 -	41 =	0 x	\$18.00	\$0.00	
INDEP. CLAIMS	4 -	3 =	1 x	\$86.00	\$86.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>						\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$86.00

☐ No additional fee is required for amendment.

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☐ A check in the amount of _____ to cover the filing fee is enclosed.

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☒ Any additional filing fees required under 37 C.F.R. 1.16.

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Dated: **August 6, 2004**

Signature

James McGraw
Reg. No. 28,168

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Appl. No. : 09/702,768
Applicant : XIXIAN CHEN ET AL
Filed : 11/01/2000
TC/A.U. : 2634
Examiner : KIM, KEVIN

Confirmation No. 9403

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AUG 06 2004

Docket No. : 77682-247
Customer No. : 07380

Commissioner for Patents
Alexandria, VA 22313-1450
U.S.A.

Dear Sir:

In response to the Office Action of May 10, 2004, please amend this application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 13 of this paper.